



PATENT
P04532US1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT : Jilka, et al.
SERIAL NO : 10/086,062
FILED : February 28, 2002
TITLE : NOVEL PLANT PROMOTER SEQUENCES AND METHODS OF
USE FOR SAME

Grp./A.U. : 1635
Examiner : Epps, J.
Docket No. : P04532US1

TRANSMITTAL LETTER

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Enclosed please find the following documents in response to the Notice to Comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures:

1. Copy of Notice to Comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures;
2. Response to Notice to Comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures;
3. Paper copy of the "Sequence Listing";
4. Computer readable copy of the "Sequence Listing; and

CERTIFICATE OF MAILING (37 C.F.R. § 1.8(a))

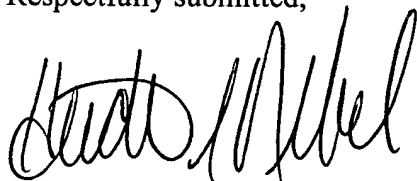
I hereby certify that this correspondence is being mailed via first class mail, in an envelope addressed to: United States Patent and Trademark Office, BOX SEQUENCES, P.O. Box 2327, Arlington, VA 22202, on this 10 day of June, 2002.

Heidi S. Nebel

5. Statement that the content of the paper and computer readable copies are the same and include no new matter and that the "Sequence Listing" be entered into the application.

If any additional fees are needed, please charge Deposit Account No. 26-0084.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Heidi S. Nebel". The signature is fluid and cursive, with the first name "Heidi" and last name "Nebel" clearly distinguishable.

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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/086,062	02/28/2002	Joseph M. Jilka	P04532US1

22885
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801 GRAND AVENUE
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CONFIRMATION NO. 3714

FORMALITIES LETTER



OC000000007840936

Date Mailed: 04/10/2002

NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
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*A copy of this notice **MUST** be returned with the reply.*

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PART 2 - COPY TO BE RETURNED WITH RESPONSE